

**NOTICE AND AGENDA
SUNNYVALE CITY COUNCIL
TUESDAY, OCTOBER 7, 2008
COUNCIL CHAMBERS, 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA**

5:30 P.M. SPECIAL COUNCIL MEETING (Study Session)

City Council Study Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene to Study Session – **Public Financing of City Council Elections**
4. Public Comment
5. Adjourn Special Meeting

7 P.M. COUNCIL MEETING

Pursuant to Council Policy, the City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain. Information provided herein could be subject to change from date of printing of the agenda to the date of the meeting.

SALUTE TO THE FLAG

ROLL CALL

CLOSED SESSION REPORT FOR SEPTEMBER 30, 2008

Title: Conference with Real Property Negotiator, pursuant to Government Code 54596.8

Properties: Onizuka Air Force Station

Negotiating Parties: Amy Chan (City); Department of Defense

Under Negotiation: Method of Conveyance of Surplus Federal Property

PUBLIC ANNOUNCEMENTS

Each speaker is limited to three minutes for announcements of community events, programs, or recognition.

CONSENT CALENDAR

- 1.A. MOTION Approval of Information/Action Items – Council Directions to Staff

Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, Sunnyvale, CA. during normal business hours, posted online with the agenda following the meeting, and in the Council Chambers on the evening of the Council Meeting, pursuant to Government Code §54957.5.

Fiscal Items

- 1.B. MOTION List of Claims and Bills Approved for Payment by the City Manager – List
RTC 08–295 No. 421

Staff Recommendation: Council reviews the attached lists of bills.

Staff Contact: Pete Gonda, (408) 730-7385

- 1.C. MOTION Transmittal of Performance Results Audit of FY 2006/2007 for Three
RTC 08–293 Department Management and Support Services Programs and Associated
Citywide Findings

Staff Recommendation: Council receives the audit reports and concurs with management's acceptance of recommendations.

Staff Contact: Ann Durkes, (408) 730-2717

- 1.D. MOTION Amendment of Agreement for Program Management Services between
RTC 08–298 the Santa Clara Valley Urban Runoff Pollution Prevention Program
(SCVURPPP) and Eisenberg, Oliveri and Associates (EOA, Inc.)

Staff Recommendation:

- Council approves an extension of contract agreement #A2455A with the program management contractor, EOA, Inc. through June 30, 2009, with a modified not-to-exceed price of \$2,953,500 for fiscal year 2008-2009; and
- Council delegates authority to execute contracts on behalf of SCVURPPP to the City Manager or his/her designated agent, and provide proper notification to the Management Committee of SCVURPPP.

Staff Contact: Tim Kirby, (408) 730-2712

Other Items

- 1.E. ORDINANCE Adoption of Ordinance No. 2876-08 Amending Section 19.44.020
No. 2876-08 (Types of Signs and Related Regulations) and Section 19.44.120
(Temporary Commercial Signs) of Chapter 19.44 (Signs) of Title 19
(Zoning) of the Sunnyvale Municipal Code Pertaining to Signs

Staff Recommendation: Council approves the second reading of Ordinance No. 2876-08.

Staff Contact: David Kahn, (408) 730-7464

- 1.F. ORDINANCE Adoption of Ordinance No. 2877-08 Amending 19.12.070 ("F"),
NO. 2877-08 19.12.140 ("M"), 19.12.170 ("P") and 19.12.200 ("S") (Definitions),
Table 19.46.045 (Parking Management Plans), Table 19.46.050
(Parking Requirements) and 19.82.020 (Miscellaneous Plan Permits)
of Title 19 (Zoning) of the Sunnyvale Municipal Code Related to
Parking Standards

Staff Recommendation: Council approves the second reading of Ordinance No. 2877-08.

Staff Contact: David Kahn, (408) 730-7464

- 1.G. ORDINANCE Adoption of Ordinance No. 2878-08 Awarding Nonexclusive Franchise
NO. 2878-08 to Jasraj Bhata (FKA Bikram Jeet Singh), doing business as Yellow
Cab Co. Peninsula, Inc.

Staff Recommendation: Council approves the second reading of Ordinance No. 2878-08.
Staff Contact: David Kahn, (408) 730-7464

- 1.H. ORDINANCE Adoption of Ordinance No. 2879-08 Awarding Nonexclusive Franchise
NO. 2879-08 to Larry Silva, doing business as Yellow Checker Cab Co., Inc. doing
business as Checker Cab of Silicon Valley

Staff Recommendation: Council approves the second reading of Ordinance No. 2879-08.
Staff Contact: David Kahn, (408) 730-7464

- 1.I. ORDINANCE Adoption of Ordinance No. 2880-08 Awarding Nonexclusive Franchise
NO. 2880-08 to Jorawar Singh, doing business as A Orange Cab, Inc.

Staff Recommendation: Council approves the second reading of Ordinance No. 2880-08.
Staff Contact: David Kahn, (408) 730-7464

**STAFF RESPONSES TO
PRIOR PUBLIC
COMMENTS**

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Council meetings. Staff will not necessarily respond to all public comments

PUBLIC COMMENTS

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

PUBLIC HEARINGS/GENERAL BUSINESS

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the city clerk. You will be recognized at the time the item is being considered by Council. **Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 10 minutes for closing comments.***

2. MOTION Proposed Mobile Home Park Water Rate Structure and Approval of
RTC 08-297 Budget Modification No. 15

Staff Recommendation: Council directs direct staff to schedule a mid-year utility rate public hearing on Mobile Home Park Water Rates, proceed with Proposition 218 noticing of the affected customers, and approve Budget Modification No. 15.
Staff Contact: Tim Kirby, (408) 730-2712

3. MOTION Consider Impacts of Providing Sunnyvale Residents Discounts to City
RTC 08-283 Recreation Programs for Active Duty Military and Their Families

Staff Recommendation: Council directs staff to grant all active duty military and their immediate families resident rates and reservation advantages for recreation activities, programs and services; Council authorizes the program will remain in place unless the Recreation Division identifies a significant impact to the Community Recreation Fund and at that time would return to Council for additional direction.

Staff Contact: Nancy Steward, (408) 730-7342

4. ORDINANCE Adoption of Ordinance No. 2875-08 Amending Certain Sections and
NO. 2875-08 Tables of Chapter 19.12 (Definitions); Chapter 19.31 (Building Heights, Lot Coverages and Floor Area Ratios); and Chapter 19.34 (Front, Side and Rear Yards) and Chapter 19.38 (Required Facilities), Chapter 19.56 (Solar Access) and Chapter 19.82 (Miscellaneous Plan Permit) of Title 19 (Zoning) of the Sunnyvale Municipal Code Pertaining to Solar Energy Policies

Staff Recommendation: Council approves the second reading of Ordinance No. 2875-08.

Staff Contact: David Kahn, (408) 730-7464

NON-AGENDA ITEMS & COMMENTS

- Council
- Staff

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- Draft Minutes of Heritage Preservation Commission Meeting of September 3, 2008
- Draft Minutes of Child Care Advisory Board meeting of September 15, 2008
- Draft Minutes of Bicycle and Pedestrian Commission Meeting of September 18, 2008
- RTC 08-296 Opportunity for Council to appeal decisions of the Planning Commission of September 22, 2008 and the Administrative Hearing of September 24, 2008
- Draft Summary Minutes of the Joint Council and Board of Library Trustees Study Session of September 30, 2008

ADJOURNMENT

Notice to the Public:

The agenda reports to council (RTC's) may be viewed on the City's Web site at <http://sunnyvale.ca.gov> after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before

the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (29 CFR 35.104 ADA Title II).

GUIDELINES FOR ADDRESSING THE CITY COUNCIL

Public Announcement – Beginning of Council Meeting

- Three minutes or less per speaker.
- Speakers are requested to give their name (address is optional).
- Recognition of a special achievement.
- Announcement of public event with definite time and date.
- Public events that are of community-wide interest that occur on an annual basis. (only announce one time).

Public Hearing – Order of Hearing as Follows:

- Opening remarks by the applicant (if applicable) are limited to 10 minutes.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Anyone interested in addressing the Council (may only speak one time).
- Closing remarks by the applicant (if applicable) are limited to 10 minutes.
- Time limit of three minutes per person (may be extended at discretion of mayor). Please make comments brief and be prepared to provide new input.

Public Comments

- Any item relevant to the City of Sunnyvale.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Items not on the agenda.
- Items that do not fall within the scope of the public announcement section.
- This category is limited to 15 minutes (may be extended or continued after the public hearing/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the city clerk. Individuals are limited to one appearance during this section.

Planning a presentation for a City Council/Planning Commission meeting?

To assist you in utilizing the technology available in the Council Chambers, the publication "*How to Make Your Council Chambers Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chambers prior to scheduled City Council and Planning Commission meetings. You may also pick up a copy at the Office of the City Clerk or visit the City's Web site at <http://sunnyvale.ca.gov>.

Planning to present materials to Council?

If you wish to provide the City Council with copies of your presentation materials, **please provide 12 copies of the materials to the city clerk** (located to the left of the Council dais). The city clerk will distribute your items to the Council.

SCHEDULED COUNCIL MEETINGS

DATE	MEETING	TIME	PLACE
October 7, 2008	Council Meeting	7 p.m.	Council Chambers
October 14, 2008	Council Meeting	7 p.m.	Council Chambers
October 21, 2008	Council Meeting	7 p.m.	Council Chambers
November 18, 2008	Council Meeting	7 p.m.	Council Chambers
November 25, 2008	Council Meeting	7 p.m.	Council Chambers
December 2, 2008	Council Meeting	7 p.m.	Council Chambers
December 9, 2008	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

October 8, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
October 13, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
October 13, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
October 15, 2008	Arts Commission	7 p.m.	Council Chambers
October 15, 2008	Administrative Hearing	2 p.m.	West Conf. Room
October 16, 2008	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conf. Room
October 20, 2007	Personnel Board	5 p.m.	Council Chambers
October 22, 2008	Housing and Human Services Commission	7 p.m.	West Conf. Room
October 27, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
October 27, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
October 29, 2008	Administrative Hearing	2 p.m.	West Conf. Room
November 3, 2008	Board of Library Trustees	7 p.m.	Council Chambers
November 12, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
November 19, 2008	Arts Commission	7 p.m.	Council Chambers
December 10, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers

CHANNEL 15 – KSUN

October 7, 2008	City Council Meeting – Live	7 p.m.
October 8, 2008	City Council Meeting – Replay of October 7, 2008	7 p.m.
October 12, 2008	City Council Meeting – Replay of October 7, 2008	4 p.m.
October 14, 2008	City Council Meeting – Live	7 p.m.
October 15, 2008	City Council Meeting – Replay of October 14, 2008	7 p.m.
October 19, 2008	City Council Meeting – Replay of October 14, 2008	4 p.m.
October 21, 2008	City Council Meeting – Live	7 p.m.
October 22, 2008	City Council Meeting – Replay of October 21, 2008	7 p.m.
October 26, 2008	City Council Meeting - Replay of October 21, 2008	4 p.m.
November 18, 2008	City Council Meeting - Live	7 p.m.
November 19, 2008	City Council Meeting - Replay of November 18, 2008	7 p.m.
November 13, 2008	City Council Meeting - Replay of November 18, 2008	4 p.m.
November 25, 2008	City Council Meeting - Live	7 p.m.
November 26, 2008	City Council Meeting - Replay of November 25, 2008	7 p.m.
November 30, 2008	City Council Meeting - Replay of November 24, 2008	4 p.m.
December 2, 2008	City Council Meeting - Live	7 p.m.
December 3, 2008	City Council Meeting - Replay of December 2, 2008	7 p.m.
December 7, 2008	City Council Meeting - Replay of December 2, 2008	4 p.m.
December 9, 2008	City Council Meeting – Live	7 p.m.
December 10, 2008	City Council Meeting - Replay of December 9, 2008	7 p.m.
December 14, 2008	City Council Meeting - Replay of December 9, 2008	4 p.m.

